

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS,  
WACO DIVISION

BRAD MULLEN,  
Plaintiff,

v.

REGIONAL ADJUSTMENT  
BUREAU, INC.,  
Defendants.

§  
§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO. W-11-CA-00248

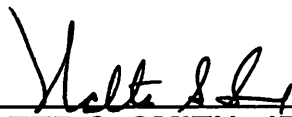
ORDER

Before the Court is the Motion to Dismiss with Prejudice filed by the Plaintiff, Brad Mullen. Because the Defendant, Regional Adjustment Bureau, Inc., has not filed an answer or a motion for summary judgment, Mullen has an absolute right to dismiss this action. See Fed. R. Civ. P. 41(a)(1)(A)(i); *Carter v. United States*, 547 F.2d 258, 259 (5th Cir. 1977). Accordingly, it is

**ORDERED** that this civil action is hereby **DISMISSED WITH PREJUDICE**, with all costs and fees to be paid by the party incurring same. It is further

**ORDERED** that any other motions not previously ruled upon by the Court are **DENIED** as moot.

**SIGNED** this 4<sup>th</sup> day of November, 2011.

  
\_\_\_\_\_  
WALTER S. SMITH, JR.  
UNITED STATES DISTRICT JUDGE